

FILED

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N.J. BOARD OF NURSING

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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION	:	
OR REVOCATION OF THE LICENSE OF	:	Administrative Action
	:	
JANE MARIE FEKETE, RN	:	ORDER OF SUSPENSION
License #26NO12191300	:	OF LICENSE
	:	
TO PRACTICE NURSING IN	:	
THE STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of information indicating the following:

1. Jane Marie Fekete ("Respondent") is a Registered Professional Nurse (RN) in the State of New Jersey and has been a licensee at all relevant times. (Exhibit A).

2. Respondent entered into a private letter agreement with the Board on or about February 18, 2013. The agreement required, in part, that Respondent enroll in the Board's designated intervention program, the Recovery and Monitoring Program of the Institute for Nursing ("RAMP"), to undergo evaluation, monitoring, and treatment, including random urine screens. The agreement, which was to remain private and confidential unless and until the Board received reliable information that Respondent had violated any term, was to have the force and effect of a Board Order within the intendment of N.J.A.C. 13:45C-1.4. (Exhibit B).

3. By letter dated August 28, 2013, RAMP notified the Board that Respondent underwent a random urine screen in August 2013 which was positive for alcohol, admitted to drinking alcohol for weeks, and failed to follow RAMP's recommendations for further treatment by failing to enter a substance abuse treatment program. (Exhibit C).

4. RAMP cannot assure the Board or the public that Respondent is safe to practice. (Exhibit C).

5. On or about December 18, 2013, a communication was sent to Respondent at her address of record by overnight and regular mail, advising Respondent that the Board had received

information indicating that she was not in compliance with the private letter agreement and with her agreement with RAMP.

Respondent was further advised to provide the Board with proof of any inaccuracy in that information within two weeks.

(Exhibit D). Respondent failed to reply.

6. The private letter agreement signed by Respondent provided for automatic suspension of Respondent's nursing license upon receipt of reliable information indicating that Respondent had violated any term of the private letter agreement. The agreement states that Respondent may, upon notice to the Board, request a hearing to contest her automatic suspension; however, at any such hearing, the sole issue shall be whether any of the information received regarding Respondent's violation of the agreement was materially false. The Board also reserved the right to bring further disciplinary action. (Exhibit B).

7. Respondent's failure to refrain from the use of potentially addictive substances, as evidenced by her positive urine screen, as well as her failure to follow the recommendations of RAMP for further treatment in a substance abuse treatment program, each violates the private letter agreement and constitutes a violation of N.J.A.C. 13:45C-1.4,

subjecting Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e), and automatic suspension of her license as provided in the private letter agreement.

ACCORDINGLY, IT IS on this 5<sup>th</sup> day of May, 2014,  
HEREBY ORDERED that:

1. Respondent's license to practice nursing in the State of New Jersey is hereby suspended for her violation of the terms of the private letter agreement as set forth above, which is a violation of a Board Order within the intendment of N.J.A.C. 13:45C-1.4 and N.J.S.A. 45:1-21(e).

2. Respondent may, under the terms of the private letter agreement, request a hearing, upon notice, on the sole issue of whether information received that Respondent has failed to comply with the terms of the private letter agreement was materially false.

3. In the event that Respondent seeks reinstatement of her New Jersey nursing license at any future time, the Board shall not entertain any application for reinstatement without a demonstration by Respondent that she is fit and competent to practice, in full compliance with the terms and conditions of the private letter agreement and with any agreement with RAMP,

and that RAMP supports her reinstatement.

NEW JERSEY STATE BOARD OF NURSING

By: Patricia Murphy PhD APN  
Patricia Murphy, PhD, APN  
Board President